

Message Text

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12

ACTION OES-05

INFO OCT-01 EUR-12 ISO-00 AEC-07 L-02 AF-10 ARA-10 EA-10

NEA-10 RSC-01 FEA-01 ACDA-10 CIAE-00 INR-07 IO-10

NSAE-00 NSC-05 H-02 MC-02 EB-07 COME-00 TRSE-00 PM-03

DODE-00 FAA-00 DOTE-00 /115 W
----- 063705

R 131638Z DEC 74

FM AMEMBASSY BERN

TO SECSTATE WASHDC 9972

UNCLAS BERN 4669

E.O. 11652: N/A

TAGS: TECH, SZ

SUBJECT: AMENDMENTS TO AEC PHYSICAL SECURITY REGULATIONS

REF: STATE 266834

1. SUBSTANCE REFTEL PROVIDED TO SWISS FEDERAL AIR OFFICE
(KUENZI) AND NUCLEAR ENERGY BUREAU (MUELLER).

2. PRELIMINARY AIR OFFICE REACTION WAS THAT PROPOSED
AMENDMENTS RAISE TWO PROBLEMS. FIRST, REQUIREMENT THAT
SHIPMENTS OF HIGHLY STRATEGIC NUCLEAR MATERIALS BE LIMITED
ONLY TO US REGISTERED CARRIERS APPEARS VIOLATE FAIR AND
EQUAL OPPORTUNITY CLAUSE OF US-SWISS BILATERAL AIR AGREEMENT.
KUENZI TOLD EMBOFF THAT AIR OFFICE COULD ACCEPT EXCLUSION
SOME AIRLINES ON GROUNDS OF INADEQUATE SECURITY BUT TOTAL
ELIMINATION ALL CARRIERS OTHER THAN US WOULD, IN SWISS VIEW,
BE DISCRIMINATORY AND CONTRARY USUAL INTERNATIONAL PRACTICE.
KUENZI ADMITTED THAT SWISS OBJECTION ONLY THEORETICAL AT
THIS TIME SINCE SWISSAIR DOES NOT PRESENTLY HAVE ALL-CARGO
AIRCRAFT REQUIRED FOR SHIPMENT SENSITIVE NUCLEAR MATERIALS.
IN ENEVT SWISSAIR SHOULD OBTAIN SUCH AIRCRAFT IN FUTURE,
HOWEVER, AIR OFFICE WANTS TO INSURE SWISSAIR HAS OPPORTUNITY
TO COMPETE FOR SUCH SHIPMENTS BETWEEN US AND SWITZERLAND.
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SECOND PROBLEM CONCERNS ROLE OF GUARDS. KUENZI ASKED FOR

COPY OF PARAGRAPH 73.35 FOR FURTHER STUDY.

3. NUCLEAR ENERGY BUREAU HAD LITTLE TO SAY ABOUT PROPOSED AMENDMENTS EXCEPT TO QUESTION ABILITY OF TWO ARMED GUARDS TO PREVENT SERIOUS TERRORIST EFFORT SEIZE NUCLEAR MATERIALS IN TRANSIT. WHILE SWISS HAVE NOT WORKED OUT THEIR OWN SECURITY PROCEDURES AS YET, BUREAU OFFICIAL SUGGESTED DEVELOPMENT OF MORE SOPHISTICATED PROTECTION DEVICES SUCH AS SAFES WOULD BE BETTER SOLUTION TO PROBLEM.

4. ACTION REQUESTED: PLEASE PROVIDE COPY OF PARAGRAPH 73.35 FOR FORWARDING TO AIR OFFICE.
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Message Attributes

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